9200/2664 Docket No. 81395-72 Examiner Group Art Unit Brenda H. Pham 2664 RECEIVED

JAN 2 9 2003
Technology Center 2600 06-0713

TRANSMITTAL LETTER JAN 1 3, 2003 (Gencyal - Patent Pending) In Re Application Of: Norbert Wegner et al. Serial No. Filing Date 09/203,375 . December 2, 1998 Title: FLOW CONTROL OF DATA UNITS ACROSS A BUS BRIDGE AND INTER-BUS COMMUNICATION SYSTEM **EMPLOYING SAME** TO THE COMMISSIONER OF PATENTS AND TRADEMARKS: Transmitted herewith is: Petition to Withdraw Holding of Abandonment True copy of date-stamped return post-card Acknowledgement Card in the above identified application. No additional fee is required. □ A check in the amount of is attached. The Commissioner is hereby authorized to charge and credit Deposit Account No. as described below. A duplicate copy of this sheet is enclosed. Charge the amount of Credit any overpayment. Charge any additional fee required.

Stephen J. Ferance, Reg. No. 48,090

SMART & BIGGAR

Box 11560 Vancouver Centre 2200-650 West Georgia Street Vancouver, British Columbia

Canada V6B 4N8

Telephone: 604-682-7780

FAXED

I certify that this document and fee is being deposited with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Dated: January 10, 2002

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION

Serial Number:

09/203,375

Group Art Unit:

2664

Examiner:

Brenda H. Pham

Title:

FLOW CONTROL OF DATA UNITS ACROSS A

BUS BRIDGE AND INTER-BUS

COMMUNICATION SYSTEM EMPLOYING SAME

Filing Date:

December 2, 1998

Inventors:

Norbert Wegner; Peter Arkadjevich Bliznyuk-Kvitko

Agent's ref:

81395-72

January 10, 2003

VIA FACSIMILE (703-872-9314) AND COURIER

U.S. Commissioner of Patents and Trademarks c/o Technology Center Director, Technology Center 2600 U.S. Patent and Trademark Office Washington, D.C. 20231 United States



Dear Sir or Madam:

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Pursuant to 37 C.F.R. § 1.181(a), Applicant hereby petitions for the Commissioner to withdraw the holding of abandonment set forth in the Notice of Abandonment mailed December 2, 2002. The Notice of Abandonment indicates that the application is abandoned because no reply was received in response to the Office Action dated February 28, 2002.

Applicant respectfully submits that this application is not in fact abandoned, because a reply to the Office Action was timely-filed within the statutory period for response. In particular, a reply to the Office Action was dispatched by courier on May 29, 2002, and arrived in the mailroom of the United States Patent and Trademark Office (USPTO) on May 30, 2002. Enclosed herewith is a true copy of a date-

stamped return post-card, bearing the official date-stamp of the USPTO, showing that the reply to the Office Action, along with the required fee for a one-month extension of time and other enclosures, were received by the USPTO on May 30, 2002. The undersigned agent's bank has also confirmed that the USPTO cashed both checks that were included with the reply to the Office Action, including the fee for a one-month extension of time, on June 4, 2002.

Applicant therefore respectfully requests that the holding of abandonment be withdrawn.

It is understood from M.P.E.P. § 711.03(c) that no fee is required for this petition. However, the Commissioner is authorized to charge any further fees that may be required, or to credit any overpayment, to Deposit Account Number 06-0713.

It is also understood from M.P.E.P. § 711.03(c) that it is not necessary to include an additional copy of the reply to the Office Action with this petition. However, if the Examiner is unable to locate the original reply as filed, the Examiner is respectfully requested to contact the undersigned agent as soon as possible, so that another copy of the reply may be promptly furnished for the Examiner's review.

Respectfully submitted,

Stephen J. Ferance, Reg. No. 48,090

SMART & BIGGAR

Box 11560 Vancouver Centre 2200 – 650 West Georgia Street

Vancouver, British Columbia

Canada V6B 4N8

Telephone: 604-682-7780

SJF:djo Encl.:

Copy of Date-Stamped Return Postcard, date-stamped by USPTO on May 30, 2002, confirming receipt of reply to office action with extension fees

DE JC136

JAM 1 3 ZING 155

SAVENT & TRANSPORT

Please Date Stamp Received and Return

The U.S. Patent & Trademark Office Official Mailroom Stamp affixed hereto, acknowledges receipt of:

- ☑ Transmittal cover letter
- ☑ Response, including Version with Markings Showing Changes Made
- ☑ Signed Declaration Pursuant to 37 C.F.R. Section 1.31 Norbert Wegner
- ☑ Signed Declaration Pursuant to 37. €.F.R. Section 1.31 Peter Bliznyuk-Kvitko
- Petition Pursuant to 37 C.F.R. Section 1.91
- ☑ Bank draft for \$130.00 (Petition fee
- ☑ Bank draft for \$110.00 (Extension tee)

RE: <u>APPLICATION</u>

Serial Number:

09/203,375/

Inventors:

Norbert Wegner et al.

Filing Date:

December 2, 1998

Title:

FLOW CONTROL OF DATA UNITS ACROSS A BUS BRIDGE

MAY 3 0 2002

AND INTER-BUS COMMUNICATION SYSTEM EMPLOYING

SAME

Group Art Unit:

2664

Examiner:

Brenda H. Pham

Agent's Ref: 81395-72

SMART & BIGGAR MAILROOM:.
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RECEIVED

JAN 2 9 2003

Technology Center 2600

Certified to be a true copy of the original

STEPHEN J. FERANCE A Notary Public in and for the Province of British Columbia